

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

ROLAND ANDERSON, JR.,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security,

Defendant.

CIVIL NO. 3:08CV739

ORDER

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on March 30, 2009. The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation of the Magistrate Judge is ACCEPTED and ADOPTED as the OPINION of the Court.
- (2) Defendant's Motion to Dismiss (docket entry no. 11) is GRANTED.
- (3) Plaintiff's Complaint is DISMISSED WITHOUT PREJUDICE.
- (4) This case is CLOSED.

Let the Clerk of the Court send a copy of this order to all counsel of record.

It is so ORDERED.



/s/
Henry E. Hudson
United States District Judge

Richmond, Virginia

Date: April 23, 2009